IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 1426 of 2005

Between:

P. Nagendra Babu, S/o P. Guruswamy,

Occupation Business, Sanjeevekondaiah Street,

Proddatur, Cuddapah District.

..... PETITIONER

AND

1. The District Collector,

Cuddapah, Cuddapah District.

2. The Revenue Divisional Officer,

Cuddapah, Cuddapah District.

3. The Mandal Revenue Officer,

Chinthakommadinne Mandal,

Cuddapah District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in seeking to allot the land

owned and possessed by the petitioner for house sites of weaker sections i.e., Weaver's Community People, without acquiring the same as per the procedure contemplated under the provisions of the Land Acquisition Act, 1894, as arbitrary, illegal, highhanded and contrary to the provisions of the Land Acquisition Act, 1894 and violative of the Fundamental and Constitutional rights guaranteed to the petitioner under Articles 14, 21 & 300-A of the Constitution of India and consequently direct the respondents not to dispossess the petitioner from the land an extent of Ac,.4.78 cents in Sy.Nos.271/1 and 272/1 of Thatigatla Village, Kopparthi Grampanchayat, Chinthakommadinne Mandal, Cuddapah Sub-Division, Cuddapah District, without following due process of law.

Counsel for the Petitioner: MR.V.R.REDDY KOVVURI

Counsel for the Respondent No.: GP FOR REVENUE

The Court made the following:

ORDER:

Aggrieved by the alleged action of the respondents in seeking to allot the land owned and possessed by the petitioner to weaker sections i.e., Weaver's Community People, for house sites, this writ petition is filed.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for respondents and keeping in view the assertion made by the petitioner that the land in question is his private land having purchased the same under Registered Sale deeds, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to interfere with the possession of the land in question, without following due process of law.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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(G. ROHINI,J)

Date: 2nd February, 2005.

Note:

Wire the operative portion at party's costs.

B.O.

Ksn.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The District Collector,

Cuddapah, Cuddapah District.

2. The Revenue Divisional Officer,

Cuddapah, Cuddapah District.

3. The Mandal Revenue Officer,

Chinthakommadinne Mandal,

Cuddapah District.

4. Two C. Cs to G.P. for Revenue, High Court Buildings, Hyderabad

(OUT).

5. Two C.D. copies